

**From:** Kevin Murray  
**To:** Madigan, Andrea; Piggott, Amelia  
**Cc:** Amanda Smith  
**Subject:** Outstanding Items  
**Date:** Monday, June 20, 2016 11:55:33 AM

---

*SETTLEMENT DISCUSSIONS / RULE 408*

Andrea, we appreciate your time last week. In addition to the Business Plan and financials that were provided, United Park is compiling additional information it expects to have to you soon.

To most efficiently address other matters, United Park recaps and requests the following:

1. Oversight Costs. Per correspondence between EPA and United Park, the parties have exchanged questions and information related to the agency's oversight cost billings which EPA has indicated it is prepared to discuss at an informal meeting. You might recall, in prior correspondence from United Park, an informal meeting was requested. The purpose was to go over specific questions and items prior to entering into any formal procedure. Both parties still have outstanding questions and items to discuss, and United Park requests that a mutually agreeable date be set for the informal meeting.
2. Notice of Lien. Per correspondence between EPA and United Park, United Park has requested an informal meeting with EPA staff in advance of meeting with a neutral EPA official. United Park requests that a mutually agreeable date be set for the informal meeting.
3. Reimbursement. United Park's last correspondence relates to formal dispute resolution and requested that this matter be submitted to an EPA management official capable of providing a providing a fair and neutral evaluation for a written decision. United Park also requested a meeting to present this matter to the EPA official. Section XX of the Administrative Order on Consent provides that an EPA Management Official at the Assistant Regional Administrative level or higher will issue a written decision. United Park does not feel as though the issue can be heard fairly by an individual at this level in Region 8 because it is United Park's impression that it has already been thoroughly vetted internally and under the circumstances the party is not neutral. United Park therefore requests that the issue be heard by someone, other than at Region 8, who is unfamiliar with this matter, and that a mutually agreeable date be set to present it.

Again, thank you for considering the foregoing. We are hopeful these matters can be efficiently resolved.

Regards,

Kevin

**Kevin R Murray**

*Partner*

Holland & Hart LLP


222 South Main Street, Suite 2200

Salt Lake City, Utah 84101

Phone (801) 799-5919

Fax (801) 618-4123

E-mail: [krmurray@hollandhart.com](mailto:krmurray@hollandhart.com)

**HOLLAND & HART** 

**CONFIDENTIALITY NOTICE:** This message is confidential and may be privileged. If you believe that this email has been sent to you in error, please reply to the sender that you received the message in error; then please delete this e-mail. Thank you.